HON'BLE SRI G.S. SINGHVI,

CHIEF JUSTICE

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W.P. NO. 19946 OF 1995.

BETWEEN:

M/s Rajagopala Reddy & Co.

Engineering Contractors, rep. By

Its Managing Partner T.Raja Gopal Reddy,

R/o H.No.6-3-1089/A/4,

Somajiguda, Hyderabad.

…..

PETITIONER.

AND

1. The State of A.P., rep. By
its Secretary to Govt.,
Irrigation & Command Area
Development Department,
Secretariat, Hyderabad,
and others.

….. RESPONDENTS.

:: ORDER ::

Counsel for the petitioner : Mr. C.V. Nagarjuna Reddy.

Counsel for the respondents : G.P. for Irrigation.

16th DECEMBER, 2005.

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This is a petition for issuance of a writ in the nature of prohibition to restrain the respondents from recovering seigniorage charges at rates higher than those mentioned in the contract. Another prayer made in the writ petition is to direct the respondents to refund the excess seigniorage charges recovered from the petitioner.

Learned counsel for the respondents invited my attention to order dated 03.03.2003 passed in W.P.No.26040 of 2001 (M.C. Constructions Limited Vs. The Engineer-in-Chief, R & B, Hyderabad) and order dated 23.06.2005 passed by the Single Bench in W.P.No.23852 of 2004 and connected writ petitions and submitted that in view of dismissal of similar petitions by the Division and Single Benches, this petition may also be dismissed.

Learned counsel for the petitioner fairly states that issue raised in this petition is identical to the one decided by the Division Bench in W.P.No.26040 of 2001.

In view of the statement made by the learned counsel for the parties, the writ petition is dismissed. Detailed reasons recorded in order dated 03.03.2003 passed by the Division Bench in W.P.No.26040 of 2001 shall be read as part of this order. No costs.

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G.S. SINGHVI. CJ

Dated: 16.12.2005.

VRK.

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HON'BLE SRI G.S. SINGHVI,

CHIEF JUSTICE

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Dt: 16-12-2005.